

UNITED STATES PATENT AND TRADEMARK OFFICE

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PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte CHRISTOS KYRTSOS

Application 09/628,396

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 13, 2002. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith returned to the examiner. The matters requiring attention prior to docketing are identified below.

On June 5, 2002, a Reply Brief (Paper No. 12) was filed in response to the Examiner's Answer mailed April 9, 2002 (Paper No. 11). The examiner recorded on the Reply Brief "Noted, his initials, and 6/12/02." Section 1.193(b)(1) of the Code of Federal Regulations (1998) states:

(b)(1) Appellant may file a reply brief to an examiner's answer within two months from

Application 09/628,396

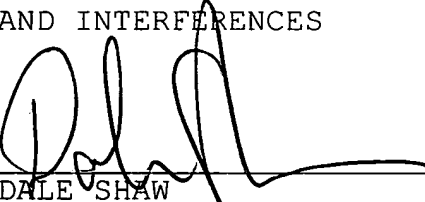
the date of such examiner's answer. . . .
The primary examiner must either acknowledge
receipt and entry of the reply brief or
withdraw the final rejection and reopen
prosecution to respond to the reply brief.

Accordingly, it is

ORDERED that the application is returned to the
Examiner for proper response to the Reply Brief filed June 5,
2002 (Paper No. 12) and for such further action as may be
appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



DALE SHAW

Program and Resource Administrator
(703) 308-9797

cc: Carlson, Gaskey & Olds, P.C.
400 West Maple Road
Suite 350
Birmingham, MI 48009

psb/ds/lc
RA020023